



Attorney Docket No. 3564/1010 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sedivy et al.
Serial No.: 09/654,281
Filed: September 1, 2000
Entitled: Kinase Inhibitors and Methods of Use
in Screening Assays and Modulation
of Cell Proliferation and Growth

Examiner: Misook, Y.
Group Art Unit: 1642
Conf. No.: 5838

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EV242753713US** on this date, **February 11, 2004**, postage prepaid, in an envelope addressed to Mail Stop: AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Elizabeth N. Spar

Name of Person Mailing

Elizabeth N. Spar

Signature of Person Mailing Paper

**Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

NOTICE OF APPEAL PURSUANT TO 37 CFR § 1.191(a)

Sir:

Applicant hereby appeals to the Board of Appeals and Patent Interferences from the decision of the Primary Examiner dated August 14, 2003, in which the rejection of Claims 33 - 37 were made final.

[X] The Commissioner of Patents is hereby authorized to charge the fee of \$165.00 to Deposit Account No. 16-0085, Reference No. 3564/1010 for filing this Notice of Appeal under 37 C.F.R. § 1.17(b). A duplicate of this letter is enclosed for that purpose.

The following checked items are appropriate:

[] A response to the final rejection:

[X] was filed previously, on December 15, 2003.

[] accompanies this paper.

[X] A petition for extension of time under 37 C.F.R. § 1.17(b) for three (3) months accompanies this paper.

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Oral Hearing

[...] An oral hearing before the Board of Appeals is hereby requested under 37 C.F.R.

§1.194. The Commissioner is authorized to charge the fee required under 37 C.F.R.
§1.17(g) (.....) to Deposit Account No. 16-0085, Reference No. 3564/1010.

The Commissioner is hereby authorized and instructed to charge any additional fees that may be required in connection with this paper, or to credit overpayment, to Deposit Account No. 16-0085, Reference No. 3564/1010. A duplicate of this paper is enclosed herewith for accounting purposes.

Date: Feb. 11, 2004

Respectfully submitted,

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